

The Honorable Richard A. Jones
The Honorable J. Richard Creatura

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

EL PAPEL, LLC, et al.,

Plaintiffs,

v.

JENNY A. DURKAN, in her official
capacity as the Mayor of the City of
Seattle; THE CITY OF SEATTLE, a
municipal corporation; and ROBERT W.
FERGUSON, in his official capacity as
Attorney General of the State of
Washington,

Defendants.

NO. 2:20-cv-01323-RAJ-JRC

DEFENDANTS' JOINT NOTICE
OF SUPPLEMENTAL
AUTHORITY

Pursuant to LCR 7(n), Defendants respectfully submit the following supplemental authority in support of their Cross-Motions for Summary Judgment and reply briefs in support of those motions (Dkt. Nos. 103, 104, 120, and 121):

1. The Centers for Disease Control and Prevention Order, *Temporary Halt in Residential Evictions in Communities with Substantial or High Levels of Community Transmission of COVID-19 to Prevent the Further Spread of COVID-19* (Aug. 3, 2021), available at <https://www.cdc.gov/coronavirus/2019-ncov/communication/Signed-CDC-Eviction-Order.pdf>. The order is effective through October 3, 2021, in counties experiencing substantial or high levels of COVID-19 transmission. The order is attached at Exhibit 1.

2. The Centers for Disease Control and Prevention COVID Data Tracker, COVID-19 Integrated County View, <https://covid.cdc.gov/covid-data-tracker/#county-view> (last visited August 9, 2021). The webpage shows all Washington counties experiencing substantial or high levels of COVID-19 transmission. King County has a high level of COVID-19 transmission. The PDF of this webpage is attached at Exhibit 2.

3. The recent order of the U.S. District Court for the Southern District of California denying Plaintiff's motion for preliminary injunction, granting request for judicial notice, and denying motion to expedite as moot in *Southern California Rental Housing Association v. County of San Diego*, No. 3:21cv912-L-DEB, 2021 WL 3171919 (S.D. Cal. July 26, 2021). The order is attached at Exhibit 3.

DATED this 16th day of August, 2021.

ROBERT W. FERGUSON
Attorney General

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City of Seattle*

DECLARATION OF SERVICE

I hereby declare that on this day I caused the foregoing document to be electronically filed with the Clerk of the Court using the Court's CM/ECF System which will send notification of such filing to all counsel of record.

DATED this 16th day of August, 2021, at Tacoma, Washington.

/s/ Cristina Sepe

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Assistant Attorney General